

COTTONWOOD HEIGHTS

RESOLUTION No. 2013-07

A RESOLUTION CONSENTING TO AN APPOINTMENT TO THE BOARD OF ADJUSTMENT

WHEREAS, on 14 January 2005, the city council (the "*Council*") of the city of Cottonwood Heights (the "*City*") enacted Ordinance No. 05-13 creating the City's board of adjustment (the "*Board*"); and

WHEREAS, thereafter, Ordinance No. 05-13 was codified as chapter 19.92 of the COTTONWOOD HEIGHTS CODE OF ORDINANCES (the "*Code*"); and

WHEREAS, §19.92.020 of the Code provides that the Board shall consist of five regular members and one or more alternate members appointed by the City's manager (the "*Manager*"), with the advice and consent of the Council, for staggered five-year terms, not to exceed two consecutive terms; and

WHEREAS, the policy of the Council in cases involving a Board member who has served one or more partial terms (due to, for example, replacing a Board member who resigns before his/her term of office is completed) is to aggregate such service so that such member serves a maximum of ten consecutive years (which is equivalent to two consecutive five-year terms), thereby requiring a final term of office that is shorter than the normal five-year term; and

WHEREAS, Board member Gary Barnes recently resigned from the Board after moving from the City; and

WHEREAS, the term of office of **Noor Ul-Hasan**, a regular member of the Board who has served eight years in office, has expired; and

WHEREAS, the Council met on 12 March 2013 to, among other things, (a) consider the re-appointment of **Noor Ul-Hasan** to a new, two-year, term of office, and (b) ratify and consent to the current composition of membership of the Board; and

WHEREAS, the Manager has nominated Ms. Ul-Hasan to such new term of office; and

WHEREAS, the Council has given advice for such re-appointment as proposed by the Manager; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to consent to such re-appointment as proposed by the Manager;

NOW THEREFORE, BE IT RESOLVED by the city council of the city of Cottonwood Heights that the Council hereby (a) consents to the re-appointment of **Noor Ul-Hasan** as a regular member of the Board for a new, two-year term; and (b) ratifies and consents to the status of the following individuals as all of the current members of the Board for the terms of office set forth opposite each name:

<u>Name</u>	<u>District</u>	<u>Initial Term Expires</u>
James Adinaro	1	13 January 2016
Bob Wilde	1	13 January 2014
James Holtkamp	2	13 January 2015
Noor Ul-Hasan	2	13 January 2015
William R. Good	4 (Alternate)	13 January 2017
Don J. Antczak	3 (Alternate)	13 January 2014

This Resolution, assigned no. 2013-07, shall take effect immediately upon passage.

PASSED AND APPROVED effective 12 March 2013.

COTTONWOOD HEIGHTS CITY COUNCIL



Linda W. Dunlavy
Linda W. Dunlavy, Recorder

By Kelvin H. Cullimore, Jr.
Kelvin H. Cullimore, Jr., Mayor

VOTING:

Kelvyn H. Cullimore, Jr.	Yea <input checked="" type="checkbox"/> Nay <input type="checkbox"/>
Michael L. Shelton	Yea <input checked="" type="checkbox"/> Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/> Nay <input type="checkbox"/>
Michael J. Peterson <i>Absent</i>	Yea <input type="checkbox"/> Nay <input type="checkbox"/>
Tee W. Tyler <i>Absent</i>	Yea <input type="checkbox"/> Nay <input type="checkbox"/>

DEPOSITED in the office of the City Recorder this 12 March 2013.

RECORDED this 13 day of March 2013.